

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Document # 18

Hogins

-v-

Dell Magazine/Penny Pin

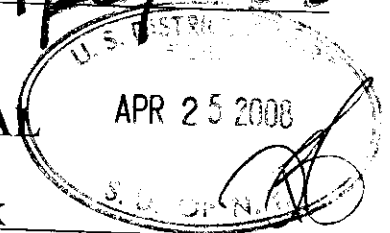
U.S.C.A. # _____

U.S.D.C. # 07-CV-7721

JUDGE: DLC

DATE: 4/25/2008

INDEX TO THE RECORD ON APPEAL



PREPARED BY (NAME): THOMAS R. PISARCZYK
FIRM: U.S. DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK
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DISTRICT COURT DOCKET ENTRIES _____

DOCUMENT DESCRIPTION

DOC. #

CLERK'S CERTIFICATE

SEE ATTACHED LIST OF NUMBERED DOCUMENTS

☒ Original Record

☐ Supplemental Record

The record in the above entitled case was indexed to the U.S.C.A.
for the Second Circuit on the 25th day of April, 2008.

Hogins

-v-

Dell Magazines / Penny Press

DATE: 4/25/2008

By

Deputy Clerk

APPEAL, CLOSED, PRO-SE

U.S. District Court
United States District Court for the Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:07-cv-07721-DLC
Internal Use Only

Hogins v. Dell Magazines/Penny Press
Assigned to: Judge Denise L. Cote
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 08/29/2007
Date Terminated: 03/25/2008
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

| Date Filed | # | Docket Text |
|------------|-----------|--|
| 08/29/2007 | <u>1</u> | ENDORSEMENT on Declaration in Support of Request to Proceed In Forma Pauperis, I.F.P. REQUEST IS GRANTED. (Signed by Judge Kimba M. Wood on 8/28/07) (db) (Entered: 09/06/2007) |
| 08/29/2007 | <u>2</u> | COMPLAINT against Dell Magazines/Penny Press. Document filed by Debra Denise Hogins.(db) (Entered: 09/06/2007) |
| 08/29/2007 | | SUMMONS ISSUED as to Dell Magazines/Penny Press. (db) (Entered: 09/06/2007) |
| 08/29/2007 | | Magistrate Judge Henry B. Pitman is so designated. (db) (Entered: 09/06/2007) |
| 01/02/2008 | <u>3</u> | ORDER: That the plaintiff communicate with the Court, in writing, as to why plaintiff has failed to serve the summons and complaint within 120 days prescribed by Rule 4(m) of the FRCP, or, if you believe that the defendant(s) has/have been served, when and in what manner such service was made. If we do not receive any communication from you by 2/1/08, showing good cause why such service was not made within 120 days, the Court will dismiss the case. (Signed by Judge Denise L. Cote on 1/2/08) (db) (Entered: 01/03/2008) |
| 01/11/2008 | <u>4</u> | NOTICE OF INITIAL PRETRIAL CONFERENCE: Initial Conference set for 2/15/2008 at 10:00 AM in Courtroom 11B, 500 Pearl Street, New York, NY 10007 before Judge Denise L. Cote. (Signed by Judge Denise L. Cote on 1/11/08) (tro) (Entered: 01/11/2008) |
| 01/16/2008 | <u>5</u> | RULE 7.1 CORPORATE DISCLOSURE STATEMENT. Identifying Penny Publications LLC as Corporate Parent. Document filed by Dell Magazines/Penny Press.(dj) (Entered: 01/17/2008) |
| 01/16/2008 | <u>6</u> | NOTICE TO PRO SE LITIGANT WHO OPPOSES A RULE 12 MOTION SUPPORTED BY MATTERS OUTSIDE THE PLEADINGS. Document filed by Dell Magazines/Penny Press. (dle) (Entered: 01/22/2008) |
| 01/16/2008 | <u>7</u> | MOTION for an order pursuant to Rules 12(b)(6) of the FRCP and Local Civil Rule 12.1 dismissing the Complaint of plaintiff Debra Denise Hogins on the grounds that plaintiff failed to file her Charge before the Equal Employment Opportunity Commission within the prescribed limitations period, thereby rendering this action untimely. Document filed by Dell Magazines/Penny Press. Return Date set for 2/19/2008 at 10:00 AM.(dle) (Entered: 01/22/2008) |
| 01/16/2008 | <u>8</u> | MEMORANDUM OF LAW in Support re: 7 MOTION to Dismiss. Document filed by Dell Magazines/Penny Press. (die) (Entered: 01/22/2008) |
| 01/23/2008 | <u>9</u> | ORDER: The initial pretrial conference (2/15/08) is adjourned sine die. Plaintiff shall file any opposition to defendants motion to dismiss by 2/22/08. Defendants reply shall be due 3/7/08 as further set forth in said Order. All further correspondences by any party shall be made to the Pro Se Clerks office at 500 Pearl Street, New York, New York 10007 (Room 230). Set Deadlines/Hearing as to 7 MOTION to Dismiss: (Responses due by 2/22/2008. Replies due by 3/7/2008.) (Signed by Judge Denise L. Cote on 1/23/08) copies mailed by chambers (db) (Entered: 01/24/2008) |
| 01/31/2008 | <u>10</u> | (DUPLICATE) MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Complaint served. Dell Magazines/Penny Press served on 12/27/2007, answer due 1/16/2008. Service was made by Mail. Document filed by Debra Denise Hogins. (tro) (Entered: 02/01/2008) |
| 02/05/2008 | <u>11</u> | NOTICE OF APPEARANCE by Steven G Eckhaus on behalf of Dell Magazines/Penny Press (dj) (Entered: 02/06/2008) |
| 02/08/2008 | <u>13</u> | DUPLICATE AFFIDAVIT OF SERVICE of Summons and Complaint. Service was accepted by Joanne Goodson. Document filed by Debra Denise Hogins. (dj) (Entered: 02/28/2008) |
| 02/20/2008 | <u>12</u> | AFFIRMATION of Debra Hogins in Opposition re: 7 MOTION to Dismiss. Document filed by Debra Denise Hogins. (rw) (Entered: 02/22/2008) |
| 03/06/2008 | <u>14</u> | REPLY MEMORANDUM OF LAW in Further Support re: 7 MOTION to Dismiss. Document filed by Dell Magazines/Penny Press. (dj) (Entered: 03/10/2008) |
| 03/18/2008 | <u>15</u> | OPINION AND ORDER #95830: Defendant's January 16, 2008 motion to dismiss is granted. The Clerk of Court shall close the case. (Signed by Judge Denise L. Cote on 3/18/08) Copies Mailed By Chambers.(js) Modified on 3/18/2008 (js). (Entered: 03/18/2008) |
| 03/18/2008 | | Transmission to Judgments and Orders Clerk. Transmitted re: 15 Memorandum & Opinion, to the Judgments and Orders Clerk. (js) (Entered: 03/19/2008) |
| 03/25/2008 | <u>16</u> | CLERK'S JUDGMENT That for the reasons stated in the Court's Opinion and Order dated March 18, 2008, defendants January 16, 2008 motion to dismiss is granted; accordingly, the case is closed. (Signed by J. Michael McMahon, clerk on 3/25/08) (Attachments: # 1 notice of right to appeal)(ml) (Entered: 03/25/2008) |
| 03/26/2008 | | Mailed notice of Right to Appeal to Pro Se Litigant(s): Debra Denise Hogins, Dell Magazines/Penny Press and to Attorney(s) of Record: Steven G Eckhaus. (ama) (Entered: 03/26/2008) |
| 04/16/2008 | <u>17</u> | NOTICE OF APPEAL from 16 Clerk's Judgment. Document filed by Debra Denise Hogins. Copies mailed to attorney(s) of record: Attorney General, NYS. (tp) (Entered: 04/24/2008) |
| 04/16/2008 | | Appeal Remark as to 17 Notice of Appeal filed by Debra Denise Hogins. NO FEE, IFP GRANTED 8/28/07. (tp) (Entered: 04/24/2008) |

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| 04/24/2008 | Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: <u>17</u> Notice of Appeal. (tp) (Entered: 04/24/2008) |
| 04/24/2008 | Transmission of Notice of Appeal to the District Judge re: <u>17</u> Notice of Appeal. (tp) (Entered: 04/24/2008) |